

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Tariff) Application No. NG-0007
for natural gas service)
available in the entire) ORDER GRANTING:
territory served by Aquila,) FORMAL INTERVENTION AND
Inc., d/b/a Aquila - Lincoln) REQUEST FOR HEARING AND
in the state of Nebraska.) FOR SUSPENSION OF
) OPERATION OF PROPOSED
) TARIFF CHANGES AND
) NOTICE OF ASSESSMENT
)
) Entered: December 1, 2004

O P I N I O N A N D F I N D I N G S

On November 1, 2004, Aquila, Inc., d/b/a Aquila - Lincoln (Aquila) filed Proposed Changes in Tariffs to become effective December 1, 2004. On November 30, 2004, the Public Advocate filed a Petition for Formal Intervention, Request for Hearing on Proposed Changes in Tariffs and Request to Suspend Operation of Proposed Changes in Tariffs.

The Commission being fully advised in the premises, finds that the Public Advocate's Petition for Formal Intervention should be granted.

The Commission further finds that consistent with Neb. Rev. Stat. § 66-1808(3) a suspension of the operation of the Proposed Changes in Tariffs is in the public interest and should be granted pending a hearing on the matter to be scheduled at a date later to be determined.

The Commission also finds that it may be necessary to assess certain expenses associated with this docket to Aquila, pursuant to Neb. Rev. Stat. § 66-1840. The Commission hereby provides notice to the utility, as required by Neb. Rev. Stat. §66-1840, that expenses may be assessed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Public Advocate's Petition for Formal Intervention is granted.

IT IS FURTHER ORDERED that operation of the Proposed Changes to Tariffs filed by Aquila on or about November 1, 2004, shall be suspended pending hearing on the matter to be scheduled at a date later to be determined.

IT IS FINALLY ORDERED that Aquila is hereby given notice of assessment as required by Neb. Rev. Stat. § 66-1840 and a copy of this order shall be mailed to Aquila.

MADE AND ENTERED at Lincoln, Nebraska, this 1st day of December, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director